



DAN MORALES  
ATTORNEY GENERAL

Office of the Attorney General  
State of Texas

July 1, 1991

Mr. Robert E. Shaddock  
General Counsel  
State Department of Highways  
and Public Transportation  
11th & Brazos  
Austin, Texas 78701-2483

OR91-315

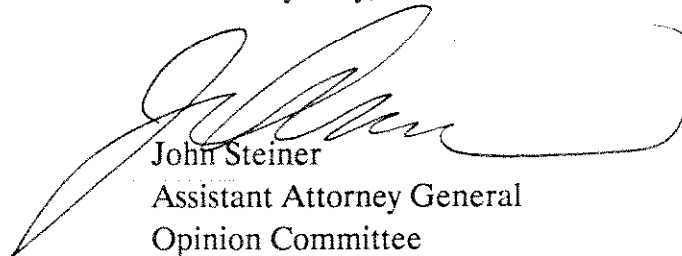
Dear Mr. Shaddock:

You ask whether certain information requested by Shawn DeVore Watkins is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 12004.

We have considered the exception you claimed, specifically section 3(a)(3). A previous determination of this office, Open Records Decision No. 551 (1990), a copy of which is enclosed, resolves your request. As you advise that litigation is reasonably anticipated with respect to the subject matter of the requested information, you may withhold the requested information. Please note the discussion on page 4 of Open Records Decision No. 551 regarding the duration of the litigation exception.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR91-315.

Yours very truly,

A handwritten signature in black ink, appearing to read "John Steiner", is written over a horizontal line.

John Steiner  
Assistant Attorney General  
Opinion Committee

JS/lb

Ref.: ID# 12004

Enclosure: Open Records Decision No. 551

cc: Shawn DeVore Watkins  
Legal Asst. to Thomas R. Harkness  
Whitehurst, Harkness & Watson  
P.O. Box 1802  
Austin, Texas 78767